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Litigation + Business

April 19, 2021

VIA ELECTRONIC FILING

The Honorable Jocelyn Boyd Chief Clerk / Executive Director Public Service Commission of South Carolina 101 Executive Center Drive, Suite 100 Columbia, SC 29210

RE: South Carolina Energy Freedom Act (House Bill 3659) Proceeding Related to S.C. Code Ann. Section 58-37-40 and Integrated Resource Plans for Duke Energy Carolinas, LLC and Duke Energy Progress, LLC Docket No. 2019-224-E (Duke Energy Carolinas, LLC) Docket No. 2019-225-E (Duke Energy Progress, LLC)

Dear Ms. Boyd:

I write this letter on behalf of Duke Energy Carolinas, LLC ("DEC") and Duke Energy Progress, LLC ("DEP") regarding the IRP Training session scheduled for Tuesday, April 20. DEC and DEP understand and support the Commission's desire for education and training on the increasingly complex issues that it must deal with. I am writing in an abundance of caution for the sole reason that the hearing on the DEC and DEP 2020 Integrated Resource Plans is set to start next week. We do not think that the training session necessarily violates the communications restrictions of S.C. Code Ann. §58-3-260 but we do think that it is possible that communications regarding matters that are in issue in the upcoming hearing could come up during the training session and those issues would have to be avoided in order to comply with South Carolina law. The Commission is likely already cognizant of this potential issue, but we wanted to ensure for the benefit of the parties, process and Commission that we respectfully raised this concern in advance of the session in an abundance of caution.

Yours truly,

Frank R. Ellerbe, III

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cc: F. David Butler, Hearing Officer (via email)

David Stark, Hearing Officer (via email)

Parties of Record (via email)

Heather Shirley Smith, Deputy General Counsel (via email) Rebecca J. Dulin, Associate General Counsel (via email)

E. Brett Breitschwerdt, Counsel (via email)